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In re application of

: DECISION ON  
: PETITION

Oles et al.

Serial No. 10/518,533

Filed: December 30, 2004

For: Method For Producing A Surfactant-Free Suspension  
Based On Nanostructured, Hydrophobic Particles, And  
Use Of The Same

This is a decision on PETITION TO EXPUNGE UNDER 37 C.F.R. 1.59(b), filed March 7, 2007, which has been accepted as a timely petition under 1.59(b) and MPEP 724.02 and is before the Group Director of Technology Center for consideration.

## DECISION

Petitioner requests that the amendment submitted on December 12, 2006 matched with the application be expunged. Each of the criteria for granting the request has been satisfied, see the MPEP 724.05.

The petition is **GRANTED**.

Section 1.59 has been amended to eliminate references to returning documents that have been expunged to recognize that, with electronic Official files, there will be nothing to return when a paper is expunged.

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Paragraph (a)(1) of §1.59 has been amended by deleting the phrase "and returned " from the first sentence, and deleting the second sentence. Paragraph (b) of §1.59 has been amended by deleting the phrase "and return " from each of the first and second sentences. The Office will

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continue to provide notice in the Official file that a paper has been expunged and the Office will send a decision to the applicant notifying the applicant that the paper has been expunged.

The image of the document will be removed from the Official file.

Jacqueline M. Stone/JMK

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Jacqueline M. Stone, Director  
Technology Center 1700  
Chemical and Materials Engineering

James J. Kelly  
OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.  
1940 DUKE STREET  
ALEXANDRIA VA 22314